

AMENDED IN SENATE MARCH 20, 2014

SENATE BILL

No. 1016

Introduced by Senator Wyland

February 14, 2014

~~An act to amend Section 17070.30 of the Education Code, relating to school facilities. An act to amend and repeal Section 85 of Chapter 48 of the Statutes of 2013, relating to pupil instruction, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1016, as amended, Wyland. ~~School facilities: State Allocation Board.~~ *Pupil instruction: common core academic content standards and curriculum frameworks.*

(1) Existing law appropriates \$1,250,000,000, from the General Fund to the Superintendent of Public Instruction for transfer to Section A of the State School Fund to support the integration of academic content standards in instruction, as specified, and requires the Superintendent to apportion these funds to school districts, county offices of education, charter schools, and the state special schools using an equal rate per pupil based on prior year enrollment. Existing law, among other things, requires the school districts, county offices of education, charter schools, or state special schools receiving these funds to use them for certain purposes, including professional development of teachers, administrators, paraprofessional educators, or other classified employees involved in the direct instruction of pupils, as specified.

This bill would make these provisions inoperative on May 15, 2014, and repealed as of January 1, 2015, and would, except as provided in

(2), require the Superintendent to apportion any of the appropriated moneys not already apportioned pursuant to the authority described above to school districts, county offices of education, and charter schools using an equal rate per unit of average daily attendance.

(2) This bill, on May 15, 2014, would, from the appropriated moneys not already apportioned pursuant to the authority described in (1), appropriate \$50,000,000 to the Superintendent for purposes of establishing pilot programs in urban, suburban, and rural school districts that measure the effectiveness of the adopted common core academic content standards and adopted curriculum frameworks that are aligned to the adopted common core academic content standards. The bill would require a school district receiving funding to establish a pilot program, to develop, on or before July 1, 2015, and in consultation with parental organizations in the district, the pilot program. The bill would require the school district to review and revise, in consultation with parental organizations in the district, the pilot program every 6 months. The bill would require the school district to submit to the State Department of Education the pilot program and revisions of the pilot program for review. The bill would require the school district to make available to the public the pilot program and revisions to the pilot program.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

~~Existing law provides that the members of the State Allocation Board and the Members of the Legislature meeting with the board receive no compensation for the services they provide under the Leroy F. Greene School Facilities Act of 1998, but are to be reimbursed for the actual and necessary expenses they incur in connection with the duties they perform pursuant to that act.~~

~~This bill would make nonsubstantive changes to the provision described above.~~

Vote: ~~majority~~^{2/3}. Appropriation: ~~no~~-yes. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 85 of Chapter 48 of the Statutes of 2013
- 2 is amended to read:
- 3 Sec. 85. (a) (1) The sum of one billion two hundred fifty
- 4 million dollars (\$1,250,000,000) is hereby appropriated from the

1 General Fund to the Superintendent of Public Instruction for
2 transfer to Section A of the State School Fund. The sum of six
3 hundred twenty-five million dollars (\$625,000,000) shall be
4 transferred in July 2013 and the sum of six hundred twenty-five
5 million dollars (\$625,000,000) shall be transferred in August 2013.

6 (2) It is the intent of the Legislature that school districts, county
7 offices of education, charter schools, and the state special schools
8 use funds allocated pursuant to subdivision (b) to support the
9 integration of academic content standards in instruction adopted
10 pursuant to Sections 60605.8, 60605.85, 60605.10, 60605.11, and
11 60811.3 of the Education Code, for kindergarten and grades 1 to
12 12, inclusive, for purposes of establishing high-quality instructional
13 programs for all pupils.

14 (b) The Superintendent of Public Instruction shall apportion
15 funds to school districts, county offices of education, charter
16 schools, and the state special schools using an equal rate per pupil
17 based on prior year enrollment.

18 (c) A school district, county office of education, charter school,
19 or state special school may encumber funds apportioned pursuant
20 to this section at any time during the 2013–14 or 2014–15 fiscal
21 year.

22 (d) A school district, county office of education, charter school,
23 or state special school shall expend funds allocated pursuant to
24 this section for any of the following purposes:

25 (1) Professional development for teachers, administrators, and
26 paraprofessional educators or other classified employees involved
27 in the direct instruction of pupils that is aligned to the academic
28 content standards adopted pursuant to Sections 60605.8, 60605.11,
29 60605.85, and 60811.3 of the Education Code.

30 (2) Instructional materials aligned to the academic content
31 standards adopted pursuant to Sections 60605.8, 60605.85,
32 60605.11, and 60811.3 of the Education Code, including, but not
33 limited to, supplemental instructional materials as provided in
34 Sections 60605.86, 60605.87, and 60605.88 of the Education Code.

35 (3) Integration of these academic content standards through
36 technology-based instruction for purposes of improving the
37 academic performance of pupils, including, but not necessarily
38 limited to, expenditures necessary to support the administration
39 of computer-based assessments and provide high-speed,

1 high-bandwidth Internet connectivity for the purpose of
2 administration of computer-based assessments.

3 (e) As a condition of receiving funds allocated pursuant to this
4 section, a school district, county office of education, charter school,
5 or state special school shall do both of the following:

6 (1) Develop and adopt a plan delineating how funds allocated
7 pursuant to this section shall be spent. The plan shall be explained
8 in a public meeting of the governing board of the school district,
9 county board of education, or governing body of the charter school,
10 before its adoption in a subsequent public meeting.

11 (2) On or before July 1, 2015, report detailed expenditure
12 information to the State Department of Education, including, but
13 not limited to, specific purchases made and the number of teachers,
14 administrators, or paraprofessional educators that received
15 professional development. The State Department of Education
16 shall determine the format for this report.

17 (f) The State Department of Education shall summarize the
18 information reported pursuant to paragraph (2) of subdivision (e)
19 and shall submit the summary to the appropriate budget
20 subcommittees and policy committees of the Legislature and to
21 the Department of Finance on or before January 1, 2016.

22 (g) Funding apportioned pursuant to this section is specifically
23 intended to fund, and shall first be used to offset, the costs of any
24 new programs or higher levels of service associated with
25 implementation of the academic content standards adopted by the
26 State Board of Education pursuant to Sections 60605.8, 60605.85,
27 60605.10, 60605.11, and 60811.3 of the Education Code, including
28 those required by this section or Article 4.5 (commencing with
29 Section 52060) of Chapter 6.1 of Part 28 of Division 4 of Title 2
30 of the Education Code.

31 (h) Funding apportioned pursuant to this section is subject to
32 the annual audits required by Section 41020 of the Education Code.

33 (i) For purposes of making the computations required by Section
34 8 of Article XVI of the California Constitution, of the funds
35 appropriated by this section:

36 (1) One billion dollars (\$1,000,000,000) shall be deemed to be
37 “General Fund revenues appropriated for school districts,” as
38 defined in subdivision (c) of Section 41202 of the Education Code,
39 for the 2012–13 fiscal year, and included within the “total
40 allocations to school districts and community college districts from

1 General Fund proceeds of taxes appropriated pursuant to Article
2 XIII B,” as defined in subdivision (e) of Section 41202 of the
3 Education Code, for the 2012–13 fiscal year.

4 (2) Two hundred fifty million dollars (\$250,000,000) shall be
5 deemed to be “General Fund revenues appropriated for school
6 districts,” as defined in subdivision (c) of Section 41202 of the
7 Education Code, for the 2013–14 fiscal year, and included within
8 the “total allocations to school districts and community college
9 districts from General Fund proceeds of taxes appropriated pursuant
10 to Article XIII B,” as defined in subdivision (e) of Section 41202
11 of the Education Code, for the 2013–14 fiscal year.

12 (j) *This section shall become inoperative on May 15, 2014,*
13 *and, as of January 1, 2015, is repealed, unless a later enacted*
14 *statute, that becomes operative on or before January 1, 2015,*
15 *deletes or extends the dates on which it becomes inoperative and*
16 *is repealed.*

17 SEC. 2. *Except as provided in Section 3 of this act, on May 15,*
18 *2014, or as soon thereafter as is feasible, any moneys appropriated,*
19 *but not already apportioned by the Superintendent of Public*
20 *Instruction pursuant to Section 85 of Chapter 48 of the Statutes*
21 *of 2013, shall be apportioned by the Superintendent of Public*
22 *Instruction to school districts, county offices of education, and*
23 *charter schools using an equal rate per unit of average daily*
24 *attendance.*

25 SEC. 3. (a) *On May 15, 2014, of the moneys appropriated,*
26 *but not already apportioned by the Superintendent of Public*
27 *Instruction pursuant to Section 85 of Chapter 48 of the Statutes*
28 *of 2013, the sum of fifty million dollars (\$50,000,000) is hereby*
29 *appropriated to the Superintendent of Public Instruction for*
30 *purposes of establishing pilot programs in urban, suburban, and*
31 *rural school districts that measure the effectiveness of both of the*
32 *following:*

33 (1) *The adopted common core academic content standards.*

34 (2) *The adopted curriculum frameworks that are aligned to the*
35 *adopted common core academic content standards.*

36 (b) *A school district receiving funding pursuant to subdivision*
37 *(a) shall do all of the following:*

38 (1) *Develop, on or before July 1, 2015, in consultation with*
39 *parental organizations in the district, the pilot program.*

1 (2) Review and revise, every six months, in consultation with
2 parental organization in the district, the pilot program.

3 (3) Submit to the State Department of Education the pilot
4 program and any revisions to the pilot program for review.

5 (4) Make available to the public the pilot program and any
6 revisions to the pilot program.

7 SEC. 4. This act is an urgency statute necessary for the
8 immediate preservation of the public peace, health, or safety within
9 the meaning of Article IV of the Constitution and shall go into
10 immediate effect. The facts constituting the necessity are:

11 In order to ensure the adopted common core academic content
12 standards are effective before implementing them across the state,
13 it is necessary that this act take effect immediately.

14 SECTION 1. ~~Section 17070.30 of the Education Code is~~
15 ~~amended to read:~~

16 ~~17070.30. The State Allocation Board is continued in existence~~
17 ~~for the purpose of this chapter. The members of the board and the~~
18 ~~Members of the Legislature meeting with the board shall receive~~
19 ~~no compensation for the services they provide under this chapter,~~
20 ~~but shall be reimbursed for the actual and necessary expenses they~~
21 ~~incur in connection with the duties they perform pursuant to this~~
22 ~~chapter, to be paid as an administrative expense.~~